

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UMG RECORDINGS, INC., CAPITOL RECORDS,
LLC, SONY MUSIC ENTERTAINMENT, ARISTA
MUSIC, ARISTA RECORDS LLC, ATLANTIC
RECORDING CORPORATION, RHINO
ENTERTAINMENT COMPANY, WARNER MUSIC
INC., WARNER MUSIC INTERNATIONAL
SERVICES LIMITED, WARNER RECORDS INC.,
WARNER RECORDS LLC, and WARNER
RECORDS/SIRE VENTURES LLC,

Plaintiffs,

-against-

UNCHARTED LABS, INC., d/b/a Udio.com, and
JOHN DOES 1-10,

Defendant.

Case No. 1:24-cv-04777-AKH

CIVIL CASE MANAGEMENT PLAN

After consultation with counsel for the parties, the following Case Management Plan is adopted. This plan is also a scheduling order pursuant to Rules 16 and 26(f) of the Federal Rules of Civil Procedure.

A. The case (is) (is not) to be tried to a jury. [Circle as appropriate].¹

B. Non-Expert Discovery:

1. The parties are to conduct discovery in accordance with the Federal Rules of Civil Procedure and the Local Rules of the Southern District of New York. Interim deadlines for specific discovery activities may be extended by the parties on consent without application to the Court, provided the parties are certain that they can still meet the discovery completion date ordered by the Court.

i. The parties shall list the contemplated discovery activities and anticipated completion dates in Attachment A, annexed hereto

2. Joinder of additional parties must be accomplished by **January 17, 2025**.

3. Amended pleadings may be filed without leave of the Court until **March 25, 2025**.

C. For all causes of action seeking monetary damages, each party shall identify and quantify in Attachment B, annexed hereto, each component of damages alleged; or, if not known, specify and indicate by what date Attachment B shall be filed providing such information.

E. Any request for relief from any date provided in this Case Management Plan shall conform to the Court's Individual Rules, and include an order, showing consents and disagreements of all counsel, setting out all dates that are likely to be affected by the granting of the relief requested, and proposed modified dates. Unless and until the Court approves the proposed order, the dates provided in this Plan shall be binding.

SO ORDERED.

DATED:

_____, 2024
New York, New York

ALVIN K. HELLERSTEIN
United States District Judge

¹ Udio denies that all of Plaintiffs' claims are properly triable to a jury.

ATTACHMENT A

The Parties are to list the discovery activities (i.e., production of documents, number of depositions, requests to admit, interrogatories) and anticipated completion dates:

<u>DISCOVERY ACTIVITIES</u>	<u>COMPLETION DATE</u>
1. Joinder of additional parties	January 17, 2025
2. Amended Pleadings (without leave of court)	March 25, 2025
3. Completion of Document Production	May 14, 2025
4. Case Management Conference	May 28, 2025 at 2:30 PM ET

ATTACHMENT B

For all causes of action seeking monetary damages, each party shall identify and quantify each component of damages alleged:

1. PLAINTIFF'S CLAIMS:

Plaintiffs seek statutory damages pursuant to 17 U.S.C. § 504(c), up to the maximum provided by law; or, in the alternative, actual damages and/or Udio's profits from any found infringement pursuant to 17 U.S.C. § 504(b). At this time, Plaintiffs cannot identify each and every copyrighted sound recording that Defendant has infringed. Plaintiffs expect to be able to quantify these figures following expert discovery. Plaintiffs also seek costs and disbursements in this action, including attorneys' fees, and pre- and post- judgment interest, to the fullest extent available.

2. COUNTERCLAIMS AND CROSS-CLAIMS:

None at present.

3. THIRD-PARTY CLAIMS:

Respectfully submitted,

s/ Rajan S. Trehan

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Dated: December 9, 2024
New York, New York

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